

ESTTA Tracking number: **ESTTA234226**

Filing date: **09/03/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91185436
Party	Defendant Spectrum Distribution and Marketing, Inc..
Correspondence Address	Lauri S. Thompson GREENBERG TRAURIG LLP Suite 500 North 3773 Howard Hughes Parkway Las Vegas, NV 89169 lvpto@gtlaw.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Lauri S. Thompson
Filer's e-mail	lvttab@gtlaw.com, thompsonl@gtlaw.com
Signature	/Lauri S. Thompson/
Date	09/03/2008
Attachments	Spectrum Stipulation.pdf (2 pages)(12148 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

STRICTLY HEALTH CORPORATION,

Opposer,

vs.

**SPECTRUM DISTRIBUTION AND
MARKETING, INC.,**

Applicant.

OPPOSITION NO. 91185436

SERIAL NO. 77/299843

MARK: HOODIA SHOT

STIPULATION FOR SUSPENSION OF PROCEEDINGS

The parties are actively engaged in negotiations for the settlement of this matter. STRICTLY HEALTH CORPORATION ("Opposer") and SPECTRUM DISTRIBUTION AND MARKETING, INC. ("Applicant") hereby consent to and request this proceeding be suspended for 30 days to allow the parties to continue their settlement efforts. The following proposed schedule is requested by the parties according to the discovery and trial deadline guidelines of the November 1, 2007 Institution Order from the Trademark Trial and Appeals Board.

Event	Due
Due date for an answer	10/3/08
Deadline for a disclosure / discovery / settlement conference	11/2/08
Discovery opens	11/2/08
Deadline for making initial disclosures	12/2/08
Deadline for disclosure of expert testimony	4/1/09
Discovery closes	5/1/09
Deadline for plaintiff's pretrial disclosures	6/15/09
Plaintiff's 30-day testimony period	7/30/09
Deadline for defendant's pretrial	8/14/09

Event	Due
disclosures	
Defendant's 30-day testimony period	9/28/09
Deadline for plaintiff's rebuttal pretrial disclosures	10/13/09
Plaintiff's 15-day rebuttal testimony period	11/12/09

Pursuant to 37 C.F.R. § 2.117(c); T.B.M.P. § 510.03, the Board may suspend proceedings for good cause upon motion or upon stipulation of the parties approved by the Board. Opposer and Applicant submit that in light of the facts that the parties have consented to the suspension of the proceeding while settlement negotiations are ongoing, good cause has been shown for the suspension of the pending Opposition.

Respectfully Submitted,

Dated: September 3, 2008

Dated: September 3, 2008

/Lauri S. Thompson/
 Lauri S. Thompson
 Laraine M. I. Burrell
 Greenberg Traurig LLP
 3773 Howard Hughes Parkway
 Suite 500 North
 Las Vegas, NV 89169

/Gregory F. Buhyoff/
 Gregory F. Buhyoff
 Law Office of Gregory F. Buhyoff, P.C.
 8440 W. Lake Mead Blvd., Suite 202
 Las Vegas, NV 89128

IT IS SO ORDERED.

TRADEMARK TRIAL AND APPEAL BOARD

DATED: _____